

**UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

<b>IN RE: EAGLE CREST HOMES, LLC</b>	)	
<b>Debtor</b>	)	
<hr/>	)	<b>Case No. 08-10195-RGM</b>
	)	<b>Chapter 7</b>
<b>HAGERSTOWN KITCHENS</b>	)	
<b>OF WINCHESTER, LLC</b>	)	
	)	
<b>v.</b>	)	
	)	
<b>EAGLE CREST HOMES, LLC</b>	)	
<b>and</b>	)	
<b>ROBERT O. TYLER, Trustee</b>	)	

**CONSENT ORDER**

THIS MATTER came upon the motion for Hagerstown Kitchens of Winchester, LLC (“Hagerstown”) for relief from stay against Eagle Crest Homes, LLC (the “Debtor”) and Robert O. Tyler, Trustee (the “Trustee”), and

IT APPEARING that, as evidenced by the endorsements hereon of the Debtor’s counsel and Trustee’s counsel, the parties consent to the entry of this order; and that there is cause for granting Hagerstown’s motion for relief from stay in order to allow it to file and proceed with its Bill to Enforce Mechanic’s Lien against the Debtor, *inter alia*, it is therefore

ORDERED that Hagerstown is hereby granted relief from the automatic stay fo 11 U.S.C. § 362(a) to file in the appropriate state court and proceed with its Bill to Enforce Mechanic’s Lien against the Debtor, *inter alia*; that Hagerstown also is hereby granted relief from the automatic stay of 11 U.S.C. § 362(a) to perfect its Memorandum of Mechanic’s Lien and to enforce any rights and remedies granted by the state court in connection with Hagertwon’s Bill to Enforce Mechanic’s Lien, provided that Hagerstown shall not enforce such

rights or remedies against the Debtor or property of the estate without further leave of this Court as long as this bankruptcy case is pending.

Dated:

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ROBERT G. MAYER  
U.S. Bankruptcy Judge

I ASK FOR THIS:

/s/ John W. Bevis  
John W. Bevis, Esq./VSB# 22914  
10521 Judicial Drive, Suite 204  
Fairfax, VA 22030  
Tel: 703-691-1334  
Fax: 703-385-4353

SEEN AND AGREED:

/s/ George LeRoy Moran (via facsimile signature)  
George LeRoy Moran, Esq./VSB#15187  
Moran Monfort, PLC  
4041 University Drive, Suite 301  
Fairfax, VA 22030  
(703) 359-8088

SEEN AND AGREED:

/s/ Gregory H. Counts (via facsimile signature)  
Gregory H. Counts, Esq.,  
Counsel for Robert O. Tyler, Esq., Trustee  
Tyler, Bartl, Gorman & Ramsdell, PLC  
700 S. Washington Street, #216  
Alexandria, VA 22314  
(703) 549-7178

**Parties to Receive Copies:**

John W. Bevis, Esquire (Via electronic filing)

George LeRoy Moran, Esquire (Via electronic filing)

Gregory H. Counts, Esquire (Via electronic filing)